



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

400 MARYLAND AVENUE, SW
WASHINGTON, DC 20202-1475

REGION XI
NORTH CAROLINA
SOUTH CAROLINA
VIRGINIA
WASHINGTON, DC

August 30, 2018

Scott Jefferies, Ed.D.
Superintendent
Wythe County Public Schools
1570 West Reservoir Street
Wytheville, Virginia 24382

RE: OCR Complaint No. 11-18-1378
Resolution Letter

Dear Dr. Jefferies:

This letter advises you of the disposition of the above-referenced complaint filed with the U.S. Department of Education (Department), Office for Civil Rights (OCR), against Wythe County Public Schools (the Division).

Specifically, the complaint alleged that the Division: 1) failed to provide all the Student's XXXX services during the 2017-18 school year as required by his IEP and/or his XXXX services agreement; and 2) treated the Student differently than students without disabilities by not listing him as enrolled at XXXX (the School), not taking his picture for the School yearbook, and not providing his guardians with School information such as a calendar of events.

OCR is responsible for enforcing Section 504 of the Rehabilitation Act of 1973 (Section 504) and Title II of the Americans with Disabilities Act of 1990 (Title II). As a recipient of Federal financial assistance and a public entity, the Division is subject to Section 504 and Title II.

During its investigation, OCR reviewed information provided by the Complainant and the Division. Prior to OCR making a final determination, the Division expressed an interest in resolving the complaint. On August 27, 2018, you signed the enclosed Resolution Agreement, which, when fully implemented, will address the allegations in the complaint. OCR will monitor the implementation of the Resolution Agreement.

This concludes OCR's investigation of the complaint and should not be interpreted to address the Division's compliance with any other regulatory provision or to address any issues other than those addressed in this letter. This letter sets forth OCR's determination in an individual OCR case. This letter is not a formal statement of OCR policy and should not be relied upon, cited, or construed as such. OCR's formal policy statements are approved by a duly authorized OCR official and made available to the public. The Complainant may have a right to file a private suit whether or not OCR finds a violation.

The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.

Please be advised that the Division must not harass, coerce, intimidate, discriminate, or otherwise retaliate against an individual because that individual asserts a right or privilege under a law enforced by OCR or files a complaint, testifies, assists, or participates in a proceeding under a law enforced by OCR. If this happens, the individual may file a retaliation complaint with OCR.

Under the Freedom of Information Act, it may be necessary to release this document and related correspondence and records upon request. If OCR receives such a request, we will seek to protect personally identifiable information that could reasonably be expected to constitute an unwarranted invasion of personal privacy if released, to the extent provided by law.

OCR thanks you for the courtesy and cooperation extended to OCR during its investigation. If you have any questions, please contact Kristi Bleyer, the OCR attorney assigned to this complaint, at 202-453-5901 or kristi.bleyer@ed.gov.

Sincerely,

Michael Hing
Team Leader, Team 1
District of Columbia Office
Office for Civil Rights

Enclosure